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Union of America, AFL/CIO

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

MARK LETBETTER, et al.

Plaintiffs,

V.

LOCAL 514, TRANSPORT WORKERS
UNION OF AMERICA, AFL/CIO,

Defendant.

Case No. 3:14-cv-04075-VC

**STIPULATION AND ~~PROPOSED~~
ORDER CONTINUING CASE
MANAGEMENT CONFERENCE
Civ. L.R. 6-2**

Date: n/a

Time: n/a

Ctrm.: 4

Judge: Hon. Vince Chhabria

1 Plaintiffs Mark Letbetter et al. (collectively “Plaintiffs”), Defendant Transport Workers
 2 Union of America (“TWU”), and Defendant Local 514, Transport Workers Union of America
 3 (“Local 514”), herein referred to collectively as the “Parties,” hereby stipulate, by and through
 4 their respective attorneys of record, as follows:

5 WHEREAS, on September 17, 2014, the Court issued an order relating the above-
 6 captioned matter to *Demetris, et al. v. Transport Workers Union of America, AFL/CIO*, Case No.
 7 3:13-cv-05566-VC (N.D. Cal.) (the “*Demetris* Action”) and set an initial case management
 8 conference for September 30, 2014 at 10:00 a.m. to coincide with a case management conference
 9 in *Demetris* rescheduled for the same date and time;

10 WHEREAS, Stephen Berzon, lead counsel for Defendant TWU, is traveling for prior
 11 work commitments on September 30, 2014 and therefore is not available to attend the case
 12 management conferences currently set for that day;

13 WHEREAS, due to various scheduling conflicts among counsel for TWU, counsel for
 14 *Demetris* Plaintiffs, counsel for *Letbetter* Plaintiffs, and counsel for defendant Local 514 in this
 15 action, the next Tuesday on which all counsel are available is November 4, 2014; and

16 WHEREAS, no other deadlines have yet been set in either the above-captioned matter or
 17 in *Demetris*, and therefore rescheduling the September 30, 2014 case management conference in
 18 both cases will not affect any other case scheduling deadlines;

19 Hence, pursuant to Civil Local Rule 6-2, the Parties stipulate that the case management
 20 conferences currently set for September 30, 2014 in the above-captioned matter and in the
 21 related *Demetris* Action shall be rescheduled for November 4, 2014 at 10:00 a.m., provided that
 22 date is convenient for the Court.

23 Dated: September 23, 2014

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by: /s/ Connie K. Chan
Connie K. Chan

Attorneys for Defendant TWU

Dated: September 23, 2014

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Dated: September 23, 2014

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Attorneys for Plaintiffs

DECLARATION OF CONNIE K. CHAN IN SUPPORT OF STIPULATION

I, Connie K. Chan, declare as follows:

1. I am a member in good standing of the bar of the State of California and am counsel for Defendant TWU in the above-captioned case. I am also counsel for Defendant TWU in the related case *Demetris, et al. v. Transport Workers Union of America, AFL/CIO*, Case No. 3:13-cv-05566-VC (N.D. Cal.) (the “*Demetris Action*”). I make this declaration in support of the Parties’ stipulated request to move the case management conference currently set for September 30, 2014. The facts set forth in this declaration I know to be true of my own personal knowledge, except where such facts are stated to be based on information and belief, and those facts I believe to be true.

2. On September 17, 2014, the Court issued an order relating this action to the *Demetris Action*, and set an initial case management conference in this matter for September 30, 2014, at 10:00 a.m. That same day, the Court reset the case management conference in the *Demetris Action* originally scheduled for September 18, 2014 at 2:00 p.m. to September 30, 2014, at 10:00 a.m.

3. Due to previously scheduled work commitments, Stephen Berzon, lead counsel for TWU in both this action and the related *Demetris Action*, will be traveling on September 30, 2014 and therefore is not able to attend the case management conferences currently scheduled for that day.

4. I informed counsel for *Demetris* plaintiffs, counsel for *Letbetter* plaintiffs, and counsel for defendant Local 514 in the *Letbetter Action* of Mr. Berzon’s scheduling conflict and requested that they stipulate to continue the case management conferences to a mutually agreeable date.

5. Upon information and belief, due to counsel’s various scheduling conflicts, the next Tuesday on which all counsel are available is November 4, 2014.

6. No other deadlines have yet been set in either matter, and therefore rescheduling the September 30, 2014 case management conference in both cases will not affect any other case scheduling deadlines.

1 I declare under penalty of perjury that the foregoing is true and correct to the best of my
2 knowledge. Executed at San Francisco, California on September 23, 2014.

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4 /s/ Connie K. Chan
5 Connie K. Chan
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~~PROPOSED~~ ORDER

Pursuant to the Parties' stipulation and for good cause shown, the Case Management Conference currently set for September 30, 2014 at 10:00 a.m. is hereby rescheduled to November 4, 2014 at 10:00 a.m.

IT IS SO ORDERED.

Dated: September 24, 2014

